GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Panchayat Raj & Rural Development Department – Rules - Andhra Pradesh Gram Panchayats Gram Kantam [Village Site(s)] and Extension of Gram Kantam [Village Site(s)] Rules, 2023 – Orders – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (Pts.III) DEPARTMENT

G.O.Ms.No.61

Dated:13.07.2023
Read the following:-

1. From the Commissioner, PR & RD, A.P., Tadepalli, Guntur, File No.PRR02-23038(31)/1/2023-RGSA-PMU (Computer No. 1950292), dated 22.5.2023.
2. From the CCLA, A.P. Mangalagiri, Guntur remarks in the file computer No. 2100710, dated: 06.06.2023.
3. The file computer No. 2100710 received from the office of the Commissioner, PR & RD dated:05.07.2023.

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ORDER:

Whereas, the Commissioner of Pancahayat Raj and Rural Development has reported that "**YSR Jagananna Shaswata BhuHakku Mariyu Bhu Raksha** " is a programme to resurvey all lands in the State and provide the property rights to the Owners. Survey of Villages Abadi & Mapping with Improvised Technology in Village Areas (**SVAMITVA**) Scheme for implementation of the scheme. As per the frame work of the Ministry of Panchayat Raj, Government of India under SVAMITVA scheme, survey process will be done in Abadi areas (Gramakantam) using Drone Technology. Further, the Commissioner, PR & RD while enclosing the Draft Rules for issue of Andhra Pradesh Gram Panchayats Gram Kantam [Village Site(s)] and Extension of Gram Kantam [Village Site(s)] Rules, 2023, has requested the Government to issue necessary orders on extension of village site duly considering the statutory provision (section-46(xiv) of AP Panchayat Raj Act, 1994) under which Gram Panchayats are empowered to extend the village sites subject to the provisions of the Act and the rules made there under. After taking into consideration of the issue, Government hereby decided to issue the Andhra Pradesh Gram Panchayats Gram Kantam [Village Site(s)] and Extension of Gram Kantam [Village Site(s)] Rules, 2023.

(p.t.o)

The following notification will be published in an Extra-ordinary issue of the Andhra Pradesh Gazette, Dated: 13.07.2023.

NOTIFICATION

In exercise of the powers conferred by sub-section (1) of section 268 read with section 46 (clause (xiv)) and section 58A of Andhra Pradesh Panchayat Raj Act, 1994 (Andhra Pradesh Act, 13 of 1994) regulations and orders relating thereto, the Governor of Andhra Pradesh hereby **makes the following rules** relating to **Gram Kantam (Village site(s))** and Extension of Gram Kantam (Extension of Village site (s)) (identification and notification of Extended Gram Kantam - Extension of Village site(s)) in Gram Panchayats.

RULES

1.Short Title, Commencement and Applicability:

(1) These rules may be called Andhra Pradesh Gram Panchayats Gram Kantam [Village site (s)] and Extension of Gram Kantam [Village Site(s)] Rules, 2023 .

(2) These rules shall come into force from the date of publication of these rules.

(3) These rules extend to all Gram Panchayat Areas of Andhra Pradesh.

2. Definitions:

In these rules, unless the context otherwise requires, the definitions as mentioned in section 2 of APPR Act 1994 shall apply. Words and expressions used but not defined in these rules shall have the meaning assigned to them in the AP Panchayat Raj Act, 1994.

(a) "Gram Kantam, Gram natham, Abadi Village site or any other name in local parlance having same meaning, means the land set apart in a Village for dwelling and incidental purpose". (Section 2 (16A) of APPR Act ,1994).

(b) There can be more than one Gram Kantam in a Gram Panchayat.

(c)"Village Settlement or Gram Kantam or Agraharam/Abadi means all lands that have been included as Agraharam/Abadi by the Government/Collector within the site of village and includes existing village hamlets". (Definition in G.O.Ms.No 67 dated 26.2.2002).

(p.t.o)

(d) A Gram Panchayat can have more than one original Gram Kantam(s) provided such Gram Kantam(s) were existing in the Revenue Records as per the original Survey. Subsequent developments and extensions occurred after the original survey shall be treated as Extended Gram Kantam(s) but not as original Gram Kantam(s).

3. Gram Kantam (Village site(s)) and Extension of GramKantam(s) Extension of Village site(s)) Rules, 2023.

(1) Gram Kantam (Village site(s)) available in a Gram Panchayat are categorized as two types:

(i) Original Gram Kantam (Original Village site)

(a) Original Gram Kantam(s)/ village site(s) are the dwelling areas earmarked /demarcated in the original survey conducted and recorded in RSR records/Village maps.

(b) Subsequently added dwelling areas, due to various reasons, that are demarcated after conducting comprehensive survey, subsequent to original survey as per these rules may be referred as Extended Gram Kantam(s)/Extended Village site(s).

(c) Extended Gram kantams (Extended village sites) are again of two types namely contiguous and non-contiguous. The contiguous Extended Gram Kantams are the dwelling areas developed in land parcels adjacent to the original Gram Kantam. The non-contiguous Extended Gram Kantams are the dwelling areas developed in land parcels away from original Gram Kantam and also away from the contiguous extended Gram Kantams.

(d) These rules are intended primarily for the purpose of identifying the areas used for dwelling and incidental purposes in a village, which includes the area covered under original Gram Kantam(s) as well as Extended Gram Kantams.

(ii) Notification of Extended Gram Kantam (Extended village site)

(a) The original Gram Kantam notified in the revenue records shall continue to remain as original Gram Kantam.

(p.t.o)

(b)The land parcels subsequently occupied and currently being used for dwelling and incidental purpose beyond the boundaries of original Gram Kantam(s)/village site(s) shall be identified and declared as Extended Gram Kantams/Extended Village Site(s) as per these rules.

(c) The Gram Panchayat shall take necessary action to declare such eligible land parcel(s) as Extended Gram Kantam(s) (Extended village site (s)) w.e.f. the date of the order,(being the reference date), provided the following conditions are fulfilled in the said land parcel(s).

i. At least 10 houses/house structures are constructed and existing as on reference date in either approved layout or unapproved layout or no layout area.
ii. Basic civic amenities (as mandated under the APPR Act) such as Roads. Drains, Drinking water connections, Electricity, open spaces etc. are established.
iii. The said land parcels should be situated away from the areas prohibited from taking up constructions under the provisions of G.O Ms.No.67, dt.26,2.2002.

NOTE:

In all the cases, where the eligibility criteria mentioned above is fulfilled, the Gram Panchayat shall declare such eligible land parcels as "extended Gram Kantams (Village sites)" after conducting a thorough field verification and documentation procedure prescribed by Commissioner, Panchayat Raj & Rural Development in consultation with Chief Commissioner of Land Administration (CCLA). The executive authority, Gram Panchayat shall obtain approval of Gram Panchayat through a resolution and furnish a copy of resolution along with the proceedings of Panchayat Secretary to the District Collector through District Panchayat Officer and obtain confirmation from the District Collector. The District Collector shall cause necessary changes in Revenue records after due scrutiny. The District Collector may also suggest certain changes in the proposals sent by Gram Panchayats in accordance with law and the Gram Panchayat shall comply any such changes suggested in accordance with law.

(p.t.o)

(iii) The Gram Panchayats shall update the records of Gram Kantam duly recording the details of extended Gram Kantam(s)/Village Site(s) as declared by them on receipt of confirmation from District Collector and **notify the same in the appropriate Gazettee.**

4. Gram Kantams and Extended Gram Kantams located in a Gram Panchayat shall be numbered suitably as prescribed by Commissioner, Panchayat Raj & Rural Development in consultation with Chief Commissioner of Land Administration (CCLA).

(a) The unit for reckoning the original Gram Kantam(s)/ Extended Gram Kantam(s) under these rules shall be the territorial area of the Gram Panchayat. Further, necessary changes in the revenue records shall also be made taking revenue villages concerned as unit.

(i) The Original Grama Kantam(s) so declared shall be numbered as GK-1, GK-2, etc., taking the Jurisdiction of the Gram Panchayat concerned as a Unit.

(ii) The Extended Grama Kantam(s) so declared shall be numbered as EGK-1, EGK-2, etc., taking the Jurisdiction of the Gram Panchayat concerned as a Unit.

5. While taking decision to extend Gram Kantam(s)/ village site(s) the Gram Panchayat may consider the following 2 types of cases also and take necessary action to declare the said land parcels as Extended Gram Kantam(s)/ Extended village site(s) provided the conditions prescribed in rule 3 (1) (ii) are fulfilled.

(a) "Agricultural Lands" either having land conversion from Agriculture to Non- Agriculture (from Competent authority) or not having land conversion from Agriculture to Non-Agriculture but occupied for dwelling and incidental purposes.

(b) "Housing Colonies" developed under Government Housing Programmes.

6. At Commissionerate level, a Monitoring Wing shall be constituted with suitable officers to review the progress of implementation of Andhra Pradesh Gram Panchayats Gram Kantam (Village Site(s)) and Extension of Gram Kantam (Village site(s)) Rules, 2023 from time to time.

(p.t.o)

7. Powers of Commissioner:

The Commissioner, PR&RD may from time to time, issue such orders and instructions as may be necessary for the purpose of explaining these rules, and to implement the provisions of the Act and the rules made there under properly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Commissioner, Printing, Stationery and Stores Purchase, Vijayawada (with a request to publish in the Gazette Notification and furnish 500 copies immediately)
Copy to:
The Commissioner, Panchayat Raj and Rural Development, A.P. Tadepalli.
All the District Collectors in the State.
All the Chief Executive Officers, Zilla Praja Parishad in the State.
All the District Panchayat Officers in the State.
The P.S. to Additional Secretary to C.M.
The P.S. to Dy. Chief Minister (PR&RD)
The Law (F) Dept.
The P.S. to Spl. Chief Secretary to Govt. (Revenue)
The P.S. to Spl. Chief Secretary to Govt. (PR&RD)
Sc/Sf.

//FORWARDED::BY ORDER//

SECTION OFFICER